

**** NOTICE:** This is only a preliminary draft of the City-County Council agenda prepared by the Council staff pursuant to Sec. 161-5(b) and may not be complete. The President of the Council has not determined the order of business for this meeting pursuant to Sec. 151-71. The agenda will be final only when approved by the Council at the meeting.

AGENDA

CITY COUNTY COUNCIL

AND THE

INDIANAPOLIS POLICE, FIRE, AND SOLID WASTE COLLECTION

SPECIAL SERVICE DISTRICT COUNCILS

June 7, 2010

7:00 P.M.

- I. PRAYER AND PLEDGE OF ALLEGIANCE - Councillor Cardwell**
- II. ROLL CALL**
- III. INTRODUCTION OF GUESTS AND VISITORS**
- IV. OFFICIAL COMMUNICATIONS**
- V. ADOPTION OF AGENDA**
- VI. APPROVAL OF JOURNALS – May 17, 2010**
- VII. PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 174, 2010 (Special Resolution)

INTRODUCED: 06/07/2010 BY: Councillor Oliver

REFERRED TO: Committee of the Whole

DIGEST: recognizes the Summer Learning and Leadership camp at Indianapolis Public School No. 51

PROPOSAL NO. 175, 2010 (Special Resolution)

INTRODUCED: 06/07/2010 BY: Councillor Cain

REFERRED TO: Committee of the Whole

DIGEST: recognizes Rick Alvis for twenty years of service to Wheeler Mission Ministries and the City of Indianapolis

VII. PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 176, 2010 (Special Resolution)

INTRODUCED: 06/07/2010 BY: Councillors McQuillen, Cain and Scales

REFERRED TO: Committee of the Whole

DIGEST: recognizes Binford Redevelopment and Growth (BRAG), Inc.

PROPOSAL NO. 177, 2010 (Special Resolution)

INTRODUCED: 06/07/2010 BY: Councillor Lutz

REFERRED TO: Committee of the Whole

DIGEST: recognizes Matthew Weaver on obtaining the rank of Eagle Scout

PROPOSAL NO. 178, 2010 (Special Resolution)

INTRODUCED: 06/07/2010 BY: Councillor Lutz

REFERRED TO: Committee of the Whole

DIGEST: recognizes Cole Crouch on obtaining the rank of Eagle Scout

PROPOSAL NO. 179, 2010 (Special Resolution)

INTRODUCED: 06/07/2010 BY: Councillors Nytes and Sanders

REFERRED TO: Committee of the Whole

DIGEST: recognizes Jim Nulty and his work with Very Special Arts of Indiana (VSAI)

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 167, 2010 (Special Resolution)

INTRODUCED: 06/07/2010 BY: Councillor Hunter

REFERRED TO: Administration and Finance Committee

DIGEST: determines the need to lease approximately 18,209 square feet of space at 3910 Culligan Avenue for use by the Indianapolis Metropolitan Police Department

PROPOSAL NO. 168, 2010 (Fiscal Ordinance)

INTRODUCED: 06/07/2010 BY: Councillor Pfisterer

REFERRED TO: Administration and Finance Committee

DIGEST: appropriates \$7,950,000 in the 2010 Budget of the Information Services Agency (Information Services Internal Services Fund) to fund the purchase of software and implementation costs pertaining to the Enterprise Resource Planning (ERP) project, funded by a transfer of unencumbered, unappropriated fund balance from the Consolidated County Fund

PROPOSAL NO. 169, 2010 (General Resolution)

INTRODUCED: 06/07/2010 BY: Councillor Pfisterer

REFERRED TO: Economic Development Committee

DIGEST: approves the statement of benefits of Praxair Surface Technologies, Inc., an applicant for tax abatement for property located in an economic revitalization area

PROPOSAL NO. 170, 2010 (General Resolution)

INTRODUCED: 06/07/2010 BY: Councillor Hunter

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves the Office of Finance and Management's application for disbursement of funds from the Edward Byrne Memorial Justice Assistance Grant program

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 171, 2010 (Fiscal Ordinance)

INTRODUCED: 06/07/2010 BY: Councillors Pfisterer and Moriarty Adams

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: appropriates \$26,766 in the 2010 Budget of the Marion Superior Court (Federal and Local Grants Funds) to fund the purchase of supplies and computer equipment for JDAI project research assistants, small furniture items for the Juvenile Reception Center, and supplies and treatment services for Community Court participants

PROPOSAL NO. 172, 2010 (Fiscal Ordinance)

INTRODUCED: 06/07/2010 BY: Councillor Moriarty Adams

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: appropriates \$21,000 in the 2010 Budget of the Marion County Sheriff's Department (Federal Grants Fund) to fund the salary of a grant program coordinator to organize and manage training efforts associated with the sex offender unit

PROPOSAL NO. 173, 2010 (General Ordinance)

INTRODUCED: 06/07/2010 BY: Councillor Evans

REFERRED TO: Public Works Committee

DIGEST: authorizes a 4-way stop at the intersection of Noel Road and 79th Street (District 1)

PROPOSAL NO. 183, 2010 (General Ordinance)

INTRODUCED: 06/07/2010 BY: Councillors Lutz, Speedy, Hunter, Scales, Freeman, Rivera, McQuillen, Cardwell, Day and McHenry

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends the Code to consolidate the department of waterworks board of directors into the board of public works

IX. SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 180-181, 2010 (Rezoning Ordinances)

INTRODUCED: 06/07/2010 BY: Councillor McHenry

REFERRED TO: Committee of the Whole

DIGEST: rezoning ordinances certified by the Metropolitan Development Commission on May 27, 2010

PROPOSAL NO. 182, 2010 (Rezoning Ordinance)

INTRODUCED: 06/07/2010 BY: Councillor McHenry

REFERRED TO: Committee of the Whole

DIGEST: rezoning ordinance certified by the Metropolitan Development Commission on May 27, 2010

X. SPECIAL ORDERS - PUBLIC HEARING

XI. SPECIAL ORDERS - UNFINISHED BUSINESS

XII. SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 149, 2010 (General Ordinance)

INTRODUCED: 05/17/2010 BY: Councillors McQuillen, Mansfield, Cain and Lutz

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends the Code to add and amend various chapters related to license and permit fees to be collected by the department of code enforcement pursuant to a cost analysis study determining the cost of the services underlying these fees to the department

COMMITTEE ACTION:

05/25/2010 Do Pass As Amended 6-1

PROPOSAL NO. 150, 2010 (General Ordinance)

INTRODUCED: 05/17/2010 BY: Councillors McQuillen, Mansfield, Nytes, Cain and Lutz

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends the Code to amend the schedule of license, permit, inspection and administrative fees to be collected by the department of code enforcement pursuant to a cost analysis study determining the cost of the services underlying these fees to the department

COMMITTEE ACTION:

05/25/2010 Strike 7-0

PROPOSAL NO. 151, 2010 (General Resolution)

INTRODUCED: 05/17/2010 BY: Councillors Day and Nytes

REFERRED TO: Parks and Recreation Committee

DIGEST: approves certain public purpose grants totaling \$1,000,000 for the support of the arts

COMMITTEE ACTION:

05/20/2010 Do Pass 6-0

PROPOSAL NO. 154, 2010 (General Ordinance)

INTRODUCED: 05/17/2010 BY: Councillors McHenry and Cain

REFERRED TO: Parks and Recreation Committee

DIGEST: amends the Code to adopt a new Sec. 621-128 prohibiting parking in parks after closing and to amend Sec. 103-52 establishing penalties for violations

COMMITTEE ACTION:

05/20/2010 Do Pass As Amended 6-0

XIII. SPECIAL SERVICE DISTRICT COUNCILS

XIV. NEW BUSINESS

XV. ANNOUNCEMENTS AND ADJOURNMENT

The President The docketed agenda for this meeting of Council having been completed, the Chair will now entertain motions for adjournment.

President's Designee Mr. President.

The President The Chair recognizes Councillor Pfisterer.

The Councillor Mr. President, I have been asked to offer the following motion for adjournment:

by Councillor McQuillen in memory of Michael Wayne "Fish" Fishburn.

by Councillors Brown and Pfisterer in memory of Joan Domogalik.

Mr. President, I would like to move the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of those persons I have here specifically named. I respectfully ask the support of fellow Councillors. I further request that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the family of each person advising of this action.

The President Thank you, Councillor Pfisterer. Hearing no objections, the motion is received and the requests are so ordered.

Hearing no further motions, we are adjourned.

XVI. PENDING PROPOSALS

PROPOSAL NO. 371, 2009 (General Ordinance)

INTRODUCED: 10/05/2009 BY: Councillors Hunter and Mansfield

REFERRED TO: Community Affairs Committee

DIGEST: amends the Code with respect to nonsmoking areas

COMMITTEE ACTION:

10/14/2009 Do Pass As Amended 4-2

COUNCIL ACTION:

10/26/2009 Indecisive Vote 12-13

10/26/2009 Tabled 14-13

11/09/2009 Overruled Chair's Decision on Tabling 12-16

11/09/2009 Postpone until 11/30/2009 28-0

11/30/2009 Returned to Committee 20-7

COMMITTEE ACTION:

12/30/2009 Postpone until 4/14/2010 4-0

04/14/2010 Tabled 6-0

PROPOSAL NO. 408, 2009 (General Resolution)

INTRODUCED: 11/09/2009 BY: Councillor Smith

REFERRED TO: Economic Development Committee

DIGEST: approves the guaranty of the yield on low income tax credits in order to enable the sale of such low income tax credits by the Indianapolis Housing Agency for rehabilitation projects in the City to be developed by its non-profit arm Partners for Affordable Housing, Inc.

COMMITTEE ACTION:

11/23/2009 Postponed 7-0

12/08/2009 Tabled 5-0

XVI. PENDING PROPOSALS

PROPOSAL NO. 418, 2009 (Special Resolution)

INTRODUCED: 11/09/2009 BY: Councillors B. Mahern, Lewis, Sanders, D. Mahern, Hunter, Smith, Mansfield and Malone

REFERRED TO: Metropolitan Development Committee

DIGEST: urges the General Assembly and Governor to grant additional authority to the Council to review and approve all tax abatements, postpone consideration of tax abatements and zoning changes, and review and approve any real estate acquisition by the Metropolitan Development Commission in excess of \$25,000

COMMITTEE ACTION:

12/07/2009 Do Pass 2-5

PROPOSAL NO. 10, 2010 (Council Resolution)

INTRODUCED: 01/11/2010 BY: Councillor Freeman

REFERRED TO: Metropolitan Development Committee

DIGEST: reappoints Alan E. Retherford to the Metropolitan Board of Zoning Appeals, Division III

COMMITTEE ACTION:

01/25/2010 Do Pass 1-4

PROPOSAL NO. 39, 2010 (General Ordinance)

INTRODUCED: 02/01/2010 BY: Councillor Coleman

REFERRED TO: Parks and Recreation Committee

DIGEST: amends the Code to clarify provisions with respect to possession of firearms on park property

COMMITTEE ACTION:

02/25/2010 Tabled 4-3

PROPOSAL NO. 71, 2010 (General Resolution)

INTRODUCED: 02/22/2010 BY: Councillor Speedy

REFERRED TO: Public Works Committee

DIGEST: approves the issuance of one or more series of Indiana Waterworks District Net Revenue Bonds or notes in an aggregate principal amount not to exceed \$1.2 million to fund special main extension projects to serve unserved areas by funding through the State Revolving Loan Fund

COMMITTEE ACTION:

03/04/2010 Tabled 8-0

PROPOSAL NO. 79, 2010 (Council Resolution)

INTRODUCED: 02/22/2010 BY: Councillors Sanders, Mansfield, Minton-McNeill, Lewis, Moriarty Adams, MahernB, Bateman, Nytes, Oliver and Evans

REFERRED TO: Rules and Public Policy Committee

DIGEST: supports an open and transparent discussion concerning the proposal to sell or to otherwise dispose of water-related resources, water facilities, assets and properties of Indianapolis Water, and that any such disposition or decision to retain such assets be a matter reserved to the City-County Council

COUNCIL ACTION:

02/22/2010 Referred to Committee

COMMITTEE ACTION:

03/31/2010 Postpone until 04/13/2010

04/13/2010 Tabled 4-3

XVI. PENDING PROPOSALS

PROPOSAL NO. 127, 2010 (General Ordinance)

INTRODUCED: 04/26/2010 BY: Councillor Hunter

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: amends the Code to rename, as the division of homeland security, the emergency management planning division of the department of public safety, and to make other technical corrections

COMMITTEE ACTION:

04/28/2010 Postpone until 5/19/2010 8-0

PROPOSAL NO. 145, 2010 (Fiscal Ordinance)

INTRODUCED: 04/26/2010 BY: Councillor Sanders

REFERRED TO: Parks and Recreation Committee

DIGEST: reduces the \$27,562,000 appropriation to the Capital Asset Development Capital Project Fund by \$3,500,000 and approves an additional appropriation of \$3,500,000 in the 2010 Budget of the Department of Parks and Recreation (Parks General Fund) to fund pool improvements and pool related operating costs at Wes Montgomery Park

PROPOSAL NO. 147, 2010 (Council Resolution)

INTRODUCED: 05/17/2010 BY: Councillors Scales and Nytes

REFERRED TO: Administration and Finance Committee

DIGEST: approves the Mayor's appointment of Manuel Mendez as the Director of the Office of Audit and Performance

PROPOSAL NO. 148, 2010 (Special Resolution)

INTRODUCED: 05/17/2010 BY: Councillor Pfisterer

REFERRED TO: Administration and Finance Committee

DIGEST: determines the need to lease approximately 11,500 square feet of office space at 5519 West 38th Street for use as a Marion Superior Court probation office

PROPOSAL NO. 152, 2010 (General Resolution)

INTRODUCED: 05/17/2010 BY: Councillor Vaughn

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves a crime prevention initiative grant award in the amount of \$39,000 to Devington Community Development Corporation as recommended by the Crime Prevention Advisory Board and as approved by the Mayor

PROPOSAL NO. 153, 2010 (Special Resolution)

INTRODUCED: 05/17/2010 BY: Councillor Gray

REFERRED TO: Public Works Committee

DIGEST: designates 22nd Street, from Capitol Avenue to College Avenue, as the Bishop Morris E. Golder Memorial Way